IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

NOTICE OF MOTION NO.3985 OF 2005
IN
APPEAL NO.993 OF 2005
IN
CHAMBER SUMMONS NO.1600 OF 2005
IN
SUIT NO.604 OF 1988

Stany Harry D'Souza — Appellant
vs.
Christopher John & ors. — Respondents

Mr.P.R.Naidu for the appellant.

Mr.Naushad Engineer i/b.M/s.Desai & Diwanji for the respondents 1 and 2.

CORAM : R.M. LODHA &
ANOOP V. MOHTA, JJ.

DATED : 23rd February 2006

P.C.

The appeal suffers from delay of one day. By means of this notice of motion, the appellant prays for condonation of delay.

2. The respondents have been served. On behalf of respondents 1 and 2, Mr.Naushad Engineer, advocate appears but nobody appears for the respondent no.3. Mr.Engineer has no objection if delay of one day is condoned.

3. For the reasons stated in the affidavit in support of the notice of motion, we condone the delay of one day

in filing the appeal.

4. Office is directed to process the appeal and post it for admission as soon as numbered.

5. Notice of motion stands disposed of.

(R. M. LODHA, J.)

(ANOOP V. MOHTA, J.)